

BOWDITCH & DEWEY, LLP

RCE

AUG 30 2004
PTO-1462
U.S. PATENT & TRADEMARK OFFICE

**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of a utility or plant application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA)

<i>Application Number</i>	10/092,033
<i>Filing Date</i>	March 5, 2002
<i>First Named Inventor</i>	Stephen F. Fulghum
<i>Confirmation Number</i>	7761
<i>Group Art Unit</i>	3739
<i>Examiner Name</i>	John P. Leubecker
<i>Attorney Docket Number</i>	301489.1003-113

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

Note: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. § 1.114

- a. Previously submitted
 - i. Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on [].
 - ii. Consider the arguments in the Appeal Brief or Reply previously filed on [].
 - iii. Other – [].
- b. Enclosed
 - i. Amendment/Reply
 - ii. Affidavit(s)/Declaration(s)
 - iii. Information Disclosure Statement (IDS)
 - iv. Other – [].

2. Miscellaneous

- a. Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of [] months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(1) required)
- b. Other – [].

3. Fees The RCE fee under 37 CFR § 1.17(e) is required by 37 CFR § 1.14 when the RCE is filed. A copy is enclosed for accounting purposes

- a. A check is enclosed for the following fees in the amount of \$[1,720.00]

OR

- [] Authorization is granted to charge the following fees to Deposit Account No. 50-1935.
document is enclosed for accounting purposes
- b. i. RCE fee required under 37 C.F.R. § 1.17(e) 08/31/2004 MBIZUNES 00000026 10092033
- ii. Extension of time fee (37 C.F.R. §§ 1.136 and 1.17) 01 FC:1801 770.00 0P
- iii. Amendment Fee
- iv. Other – [].
- c. Authorization is hereby granted to charge any insufficiency in fees or credit any overpayments to Deposit Account No. 50-1935

SIGNATURE OF APPLICANT, ATTORNEY OR AGENT REQUIRED

Name (Print/Type)	Thomas O. Hoover	Registration No. (Attorney/Agent)	32,470
Signature	<i>Thomas O. Hoover</i>	Date	<i>August 26, 2004</i>

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, Mail Stop RCE, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on:

Name (Print/Type)	MARY P. McDERMOTT	Date	
Signature	<i>Mary P. McDermett</i>	Date	<i>August 26, 2004</i>